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10 Attorneys for Plaintiff
FACEBOOK, INC.

11
12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN JOSE DIVISION
15

16 FACEBOOK, INC.,

17 Plaintiff,

18 v.

19 STUDIVZ LTD., HOTLZBRINCK
20 NETWORKS GmBH, HOLTZBRINCK
VENTURES GmBH, and DOES 1-25,

21 Defendant.

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S SECOND SET
OF REQUESTS FOR PRODUCTION
TO DEFENDANT HOTLZBRINCK
VENTURES GmBH RELATING TO
PERSONAL JURISDICTION**

(SET TWO: 31 – 32)

22 YOU ARE HEREBY REQUESTED, pursuant to Rule 34 of the Federal Rules of
23 Civil Procedure, to respond to the following requests for production separately and fully, in
24 writing, and under penalty of perjury, within thirty (30) days after service or whatever date is
25 ordered by the Court, whichever is sooner.
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REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 31

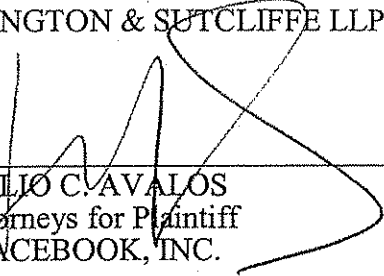
ALL DOCUMENTS OR COMMUNICATIONS RELATING TO YOUR knowledge of
FACEBOOK's legal claims against STUDIVZ, including, but not limited to, the means by which
YOU first gained that knowledge.

REQUEST FOR PRODUCTION NO. 32

ALL DOCUMENTS OR COMMUNICATIONS RELATING TO similarities between the
FACEBOOK WEBSITE and the STUDIVZ WEBSITES, including, but not limited to, graphical
similarities, layout similarities, functional similarities, and feature similarities.

Dated: January 30, 2009

ORRICK, HERRINGTON & SUTCLIFFE LLP



JULIO C. AVALOS
Attorneys for Plaintiff
FACEBOOK, INC.

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13 NORTHERN DISTRICT OF CALIFORNIA
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16 FACEBOOK, INC.,

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19 STUDIVZ LTD., HOTLZBRINCK
20 NETWORKS GmbH, HOLTZBRINCK
VENTURES GmbH, and DOES 1-25,

21 Defendant.

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S SECOND SET
OF REQUESTS FOR PRODUCTION
TO DEFENDANT HOTLZBRINCK
NETWORKS GmbH RELATING TO
PERSONAL JURISDICTION**

(SET TWO: 31-32)

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24 Civil Procedure, to respond to the following requests for production separately and fully, in
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ALL DOCUMENTS OR COMMUNICATIONS RELATING TO YOUR knowledge of
FACEBOOK's legal claims against STUDIVZ, including, but not limited to, the means by which
YOU first gained that knowledge.

ALL DOCUMENTS OR COMMUNICATIONS RELATING TO similarities between the FACEBOOK WEBSITE and the STUDIVZ WEBSITES, including, but not limited to, graphical similarities, layout similarities, functional similarities, and feature similarities.

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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN JOSE DIVISION
15

16 FACEBOOK, INC.,

17 Plaintiff,

18 v.

19 STUDIVZ LTD., HOTLZBRINCK
20 NETWORKS GmBH, HOLTZBRINCK
VENTURES GmBH, and DOES 1-25,

21 Defendants.

Case No. 5:08-cv-03468 JF

**FACEBOOK, INC.'S SECOND SET
OF REQUESTS FOR PRODUCTION
TO DEFENDANT STUDIVZ, LTD.
RELATING TO PERSONAL
JURISDICTION**

(SET TWO: 31 – 63)

22 YOU ARE HEREBY REQUESTED, pursuant to Rule 34 of the Federal Rules of
23 Civil Procedure, to respond to the following requests for production separately and fully, in
24 writing, and under penalty of perjury, within thirty (30) days after service or whatever date is
25 ordered by the Court, whichever is sooner.
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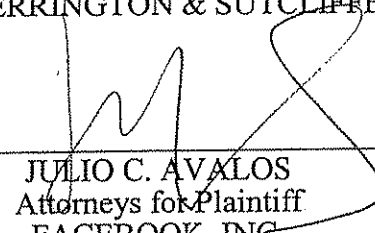
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1 **REQUEST FOR PRODUCTION NO. 63**

2 ALL DOCUMENTS AND COMMUNICATIONS that relate to STUDIVZ'S accessing of
3 the FACEBOOK WEBSITE for commercial purposes.

4
5 Dated: January 30, 2009

ORRICK, HERRINGTON & SUTCLIFFE LLP

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8 JULIO C. AVALOS
9 Attorneys for Plaintiff
10 FACEBOOK, INC.
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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN JOSE DIVISION
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16 FACEBOOK, INC.,

17 Plaintiff,

18 v.

19 STUDIVZ LTD., HOTLZBRINCK
20 NETWORKS GmbH, HOLTZBRINCK
VENTURES GmbH, and DOES 1-25,

21 Defendant.

Case No. 5:08-cv-03468 JF

**REQUESTS FOR ADMISSION
RELATING TO PERSONAL
JURISDICTION**

22 **PROPOUNDING PARTY:** FACEBOOK, INC.

23 **RESPONDING PARTY:** HOLTZBRINCK VENTURES GMBH

24 **SET NO.:** ONE (Nos. 1 – 5)
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1 similarities between the FACEBOOK WEBSITE and the STUDIVZ WEBSITES, including, but
2 not limited to, visual similarities, functional similarities, feature similarities, and layout
3 similarities.

4
5 Dated: January 30, 2009

ORRICK, HERRINGTON & SUTCLIFFE LLP

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8 JULIO C. AVALOS
Attorneys for Plaintiff
9 FACEBOOK, INC.
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10 Attorneys for Plaintiff
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13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN JOSE DIVISION
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16 FACEBOOK, INC.,

17 Plaintiff,

18 v.

19 STUDIVZ LTD., HOTLZBRINCK
20 NETWORKS GmBH, HOLTZBRINCK
VENTURES GmBH, and DOES 1-25,

21 Defendant.

Case No. 5:08-cv-03468 JF

**REQUESTS FOR ADMISSION
RELATING TO PERSONAL
JURISDICTION**

22 **PROPOUNDING PARTY:** FACEBOOK, INC.

23 **RESPONDING PARTY:** HOLTZBRINCK NETWORKS GMBH

24 **SET NO.:** ONE (Nos. 1 – 5)
25
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1 similarities between the FACEBOOK WEBSITE and the STUDIVZ WEBSITES, including, but
2 not limited to, visual similarities, functional similarities, feature similarities, and layout
3 similarities.

4
5 Dated: January 30, 2009

ORRICK, HERRINGTON & SUTCLIFFE LLP

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8 JULIO C. AVALOS
Attorneys for Plaintiff
FACEBOOK, INC.
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14 SAN JOSE DIVISION
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18 v.

19 STUDIVZ LTD., HOTLZBRINCK
20 NETWORKS GmBH, HOLTZBRINCK
VENTURES GmBH, and DOES 1-25,

21 Defendant.

Case No. 5:08-cv-03468 JF

**REQUESTS FOR ADMISSION
RELATING TO PERSONAL
JURISDICTION**

22 **PROPOUNDING PARTY: FACEBOOK, INC.**

23 **RESPONDING PARTY: STUDIVZ LTD**

24 **SET NO.: ONE (Nos. 1 – 22)**
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1 **REQUEST FOR ADMISSION NO. 16**

2 Admit that all USERS OF STUDIVZ are required to agree to a terms of use agreement
3 prior to receiving full access to the STUDIVZ WEBSITES, their networks, or their features.

4 **REQUEST FOR ADMISSION NO. 17**

5 Admit that since October 2005, COMPUTER CODE for at least one of the STUDIVZ
6 WEBSITES was or has been altered to account for USERS OF STUDIVZ residing in the United
7 States, including, but not limited to, the state of California.

8 **REQUEST FOR ADMISSION NO. 18**

9 Admit that STUDIVZ's business, income, revenue or profit models rely, at least in part,
10 on income from advertising, including, but not limited to, advertisements and advertisement
11 banners placed on the STUDIVZ WEBSITES.

12 **REQUEST FOR ADMISSION NO. 19**

13 Admit that the number of USERS OF STUDIVZ is a factor taken into account by YOU
14 when negotiating the cost of advertising on at least one of the STUDIVZ WEBSITES.

15 **REQUEST FOR ADMISSION NO. 20**

16 Admit that STUDIVZ's revenue is based, at least in part, on the total number of USERS
17 OF STUDIVZ.

18 **REQUEST FOR ADMISSION NO. 21**

19 Admit that at least one of the STUDIVZ WEBSITES was modeled after the FACEBOOK
20 WEBSITE.

21 **REQUEST FOR ADMISSION NO. 22**

22 Admit that YOU have accessed the FACEBOOK WEBSITE for commercial purposes.

23 Dated: January 30, 2009

ORRICK, HERRINGTON & SUTCLIFFE LLP

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27 FACEBOOK, INC.
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13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN JOSE DIVISION
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16 FACEBOOK, INC.,

17 Plaintiff,

18 v.

19 STUDIVZ LTD., VERLAGSGRUPPE
20 GEORG VON HOLTZBRINCK GmBH,
HOTLZBRINCK NETWORKS GmBH,
21 HOLTZBRINCK VENTURES GmBH, and
DOES 1-25,

22 Defendant.
23

Case No. 5:08-cv-03468 JF

PROOF OF SERVICE

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- REQUESTS FOR ADMISSION RELATING TO PERSONAL JURISDICTION TO HOLTZBRINCK NETWORKS GMBH
- REQUESTS FOR ADMISSION RELATING TO PERSONAL JURISDICTION TO HOLTZBRINCK VENTURES GMBH
- REQUESTS FOR ADMISSION RELATING TO PERSONAL JURISDICTION TO STUDIVZ LTD.
- FACEBOOK, INC.'S SECOND SET OF REQUESTS FOR PRODUCTION TO DEFENDANT STUDIVZ, LTD. RELATING TO PERSONAL JURISDICTION
- FACEBOOK, INC.'S SECOND SET OF REQUESTS FOR PRODUCTION TO DEFENDANT HOLTZBRINCK NETWORKS GmbH RELATING TO PERSONAL JURISDICTION
- FACEBOOK, INC.'S SECOND SET OF REQUESTS FOR PRODUCTION TO DEFENDANT HOLTZBRINCK VENTURES GmbH RELATING TO PERSONAL JURISDICTION

By transmitting via facsimile the document(s) listed above to the fax number(s) set forth below before 5:00 p.m. on October 14, 2008.

By personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

By placing a true and correct copy of the document(s) in a Federal Express envelope addressed as set forth below and then sealing the envelope, affixing a pre-paid Federal Express air bill, and causing the envelope to be delivered to a Federal Express agent for delivery.

1
2 **Stephen S. Smith**
3 **William Mielke Walker**
4 **GREENBERG GLUSKER FIELDS**
5 **CLAMAN & MACHTINGER LLP**

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9 Fax: 310-553-0687
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Attorney for Defendants
STUDIVZ LTD., VERLAGSGRUPPE
HOLTZBRINCK NETWORKS GmBH,
HOTZBRINCK VENTURES GmBH

11 Executed on January 30, 2009, at Irvine, California.

12 I declare under penalty of perjury under the laws of the United States that the foregoing is
13 true and correct.
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Valerie Cloyd